IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.323 OF 2006

The State of Maharashtra & Ors. .. Applicants

Versus

Anandrao Bapurao Patil & Ors. .. Respondents

Mr.R.Y.Mirza, A.P.P. for applicants.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 5th October 2006.

P.C.

. This application is for cancellation of bail granted by this Court on 12th October 2004.

2. I have perused the application with the assistance of Mr.Mirza. I am of the view that

merely because one adjournment is sought by the respondent, it cannot be assumed straight away that the respondent accused is trying to delay the trial. Similarly, with regard to threatening the witnesses no material is produced, save and except the Roznama. In such circumstances and merely relying upon a statement of the deponent Dilip Patil, it would not be proper to entertain this application. The application, therefore, is disposed of with liberty to State to apply afresh in case the trial is prolonged because of the non-cooperation of the respondent accused and if any further threats are given to the witnesses.

(S.C.Dharmadhikari, J)